

**UNITED STATES BANKRUPTCY COURT  
EASTERN DISTRICT OF TEXAS  
HONORABLE BRENDA T. RHOADES, JUDGE PRESIDING  
August 17, 2004**

**09:25 AM**

**1) Richard Alan Scott / Tina Lynne Scott - 03-41835 - CH7**

[71] Order to Appear and Show Cause Why Bankruptcy Case Should not be Dismissed for Failure to Pay Filing Fee Installments Show Cause hearing to be held on 8/17/2004 at 09:25 AM at Plano Bankruptcy Courtroom. (sr, )

09:35 AM

2) Leora Miller / - 04-41289 - CH7

[32] Objection to Debtor's Claim of Exemptions (Second Amended) Filed by Linda Payne (Attachments: #  
(1) Proposed Order) (Payne, Bill)  
(Phillip Layer )

09:40 AM

3) Larry Hauptrief / - 02-11038 - CH7

[127] Amended Application to Compromise Controversy with Daimlerchrysler Financial Services to Approve Settlement Pursuant to Federal Rule of Bankruptcy Procedure 9019 Filed by Christopher Moser ( Millard Anderson )

4) Combined Ventures, Inc. / - 02-11240 - CH7

[96] Application to Compromise Controversy with DaimlerChrysler Financial Services Filed by Mark Weisbart (Joyce Lindauer )

5) Timothy A. McMurray / - 02-44248 - CH7

a. [63] Application to Employ Joseph E. Ackels and Robert J. Scott as Special Counsel for Trustee Filed by Mark Weisbart

b. [64] Motion For Approval Of Agreement Filed by Mark Weisbart (Robert Nicoud )

6) Sharon Ann Pope / - 03-45016 - CH7

[21] Application to Compromise Controversy Filed by Christopher Moser (Daniel Durand )

7) Matthew S. Green / Kathleen A. Green - 04-40801 - CH7

[18] Motion to Dismiss Chapter Chapter 7 Case Filed by Kathleen A. Green, Matthew S. Green (Darryl Pratt )

8) Marlon Michael McMakin / - 04-41498 - CH7

[6] Objection to Debtor's Claim of Exemptions Filed by Christopher (Joyce Lindauer )

9) Greta Parks / - 04-50039 - CH7

[21] Motion to Dismiss Chapter 7 Case with Prejudice Filed by Linda Payne (Charles Potter )

09:45 AM

**10) Leticia Ann Lancaster / - 03-41287 - CH13**

[47] Motion to Turnover Insurance Proceeds Filed by Household Automotive (Richard Pelley )

**11) Consolidated Underground Enterprises, Ltd. / - 03-45282 - CH7**

[283] Expedited Motion for Turnover of Property Filed by Case Credit Corporation

**12) Emergency Telephone Systems, Inc. / - 04-40163 - CH7**

[63] Application for Administrative Expenses Filed by Kings III of America (Eric Liepins )

**13) Danny Wood / - 04-41964 - CH7**

[5] Motion to Avoid Lien With Bob Purvis (Judicial Lien) Filed by Danny (Richard Pelley )

**14) Debra Kay Healy / - 04-41980 - CH7**

[10] Motion for Turnover of Exempt Property Filed by Debra Kay Healy

[16] Motion to Dismiss Chapter 7 Case Filed by Christopher Moser

[17] **FINAL HEARING ON** Motion for Relief from Stay With Waiver of 30-Day Hearing Requirement As To Horses. Filed by Riverside Stables, Inc

[18] Motion to Avoid Lien With Mark and Jean Matlock and Riverside Stables LLC Filed by Debra Kay Healy

[19] Motion for Turnover of Horses Filed by Debra Kay (Joyce Lindauer )

**15) Elizabeth G Thompson / - 04-42328 - CH7**

[10] Motion to Vacate Order Lifting Stay Requested by Texas Health Resources Credit Union Filed by Elizabeth G Thompson (RE: related document(s)[7] Order Granting Motion For Relief From

**09:59 AM**

**16) Devin Drake / Debbie Drake - 04-42499 - CH 7**

[7] **PRELIMINARY HEARING ON** Motion for Relief from Stay Without Waiver of 30-Day Hearing Requirement As To 2001 Nissan Motor Vehicle. Filed by Wells Fargo Financial Services (Joyce Lindauer )

**10:00 AM**

**17) Resendiz Concrete, Inc. / - 01-45051 - CH 7**

[27] **FINAL HEARING ON** Motion for Relief from Stay With Waiver of 30-Day Hearing Requirement As To 308 Alanis Drive, Wylie, TX 75098. Filed by ABN Amro Mortgage Group, Inc.

**18) Ralph Everett Pelhan / Marian Teresa Pelhan - 03-43265 - CH 7**

a. [18] Trustee's Objection to Debtor's Claim of Exemptions Filed by Christopher Moser

b. [25] **FINAL HEARING ON** Motion for Relief from Stay (to Annul Automatic Stay) Without Waiver of 30-Day Hearing Requirement As To Lot 25, Block B, Lewisville Valley 6, Section 3 Addition, City of Lewisville, Denton County, Texas and located at 1510 Waterford Drive, Lewisville, Texas 75077 filed by Kim T. Ho

**19) Phillip Joseph O'Boyle / - 04-41695 - CH 7**

[16] **FINAL HEARING ON** Motion for Relief from Stay With Waiver of 30-Day Hearing Requirement As To. Filed by Cenlar Federal Savings

**20) D-Tech Corporation / - 04-41721 - CH 7**

[48] **PRELIMINARY HEARING ON** GE Access's Motion for Relief from Stay Without Waiver of 30-Day Hearing Requirement As To Taking Assignment of and Collecting End User Payments or, Alternatively, for Determining that Advances are Administrative Expenses. Filed by MRA Systems, Inc., dba GE (Susan Hersh )

**21) David D. Clanton / - 04-41996 - CH 7**

[7] **FINAL HEARING ON** Motion for Relief from Stay Without Waiver of 30-Day Hearing Requirement As To 2003 Mitsubishi Lancer. Filed by Mitsubishi Motors Credit of America, Inc.(Robert Barron )

**22) Jose R. Ortiz / Francisca Lorena Ortiz - 04-42200 - CH 7**

[7] **FINAL HEARING ON** Motion for Relief from Stay With Waiver of 30-Day Hearing Requirement As To 2002 Ford Focus. Filed by Ford Motor Credit Company (Larry Hercules )

**10:30 AM**

**23) Jeremy Stanford / Sonia Stanford - 04-41507 - CH7**

[11] Amended/Supplemental Motion to dismiss Chapter 7 Case Filed by Ford Motor Credit Company  
MOTION WITHDRAWN

**10:45 AM**

**24) Wayne D. Scott / - 03-30040 - CH11**

[48] CONFIRMATION HEARING Chapter 11 Plan of Reorganization Filed by Wayne D. Scott

11:00 AM

**25) Wingo Feed Mill, Inc. / - 03-30262 - CH 11**

a. [49] CONFIRMATION HEARING First Amended Chapter 11 Plan Filed by Wingo Feed Mill, Inc.

[56] Amended/Supplemental Motion Filed by Dub Tolliver Official Unsecured Creditors Committee (RE: related document(s)[55] Motion to Convert Chapter 11 Case to Chapter 7 Case. Fee Amount \$ 15. Filed by Dub Tolliver Official Unsecured Creditors

**26) Nelson Rice Allen / Deborah Juanita Allen - 03-42179 - CH 11**

a. [46] CONFIRMATION HEARING Chapter 11 Plan of Reorganization Filed by Nelson Rice Allen

b. [91] Amended Objection to Claim Number 2 of Internal Revenue Service in the amount of \$ 356,038.89 Filed by Deborah Juanita Allen, Nelson Rice Allen (Mark Weisbart )

**27) TCI Brompton, Inc. / - 03-43968 - CH 11**

[43] Motion to Dismiss Chapter 11 Case Filed by TCI Brompton, Inc (John Lewis )

**28) TCI Surf, Inc. / - 03-43969 - CH 11**

a. [55] Motion to Dismiss Chapter 11 Case Filed by TCI Surf, Inc

b. [60] Objection to Claim (With Objection Language) Number 6 of The Broadway, LLC in the amount of \$ 51,863.52 Filed by TCI Surf, Inc. (John Lewis )

**29) Consolidated Underground Enterprises, Ltd.v. Jefferson Bank - 04-04001**

a. [5] Motion to Dismiss Adversary Proceeding Filed by Patrick J. Schurr on behalf of Jefferson Bank.

b. [8] Motion for Sanctions Filed by Patrick J. Schurr on behalf of Jefferson Bank (M. Peele )

**30) Consolidated Underground Enterprises, Ltd. v. Christopher Moser - 04-04125**

[3] Motion to Intervene Filed by Patrick J. Schurr on behalf of Jefferson (M. Peele )

**30.A.) Consolidated Underground Enterprises, Ltd – CH 7**

[265} Remaining issues on Motion filed by Jefferson Bank for Relief from Automatic Stay

**11:00 AM**

**31) Clifton P. Teague / - 04-40735 - CH7**

[10] Objection to Debtor's Claim of Exemptions Filed by Michelle Chow

**32) JoMichael Teague / - 04-40736 - CH7**

[17] Objection to Exemptions Filed by Christopher Moser



**11:30 AM**

**33) The Money Masters, Inc. / - 93-41809 - CH7**

a. [91] Application For Payment Of Dividend From Unclaimed Funds In The Amount Of \$ \$1,340.00  
Filed by The Money Masters, Inc

b. [92] Application For Payment Of Dividend From Unclaimed Funds In The Amount Of \$1,340.00 Filed  
by Sheri Ann Crawford

**34) Trenton Sheriode Davis / Sonya Luton Davis - 97-53450 - CH13**

[53] Third Application For Payment Of Dividend From Unclaimed Funds In The Amount Of \$ \$2,297.77  
Filed by Sonya Luton Davis, Trenton Sheriode Davis

**35) Faye Joyce Simmons / - 00-40696 - CH13**

[48] Application For Payment Of Dividend From Unclaimed Funds In The Amount Of \$3618.06 Filed by  
Faye Joyce Simmons(Beau Williams )

02:00 PM

36) Brenda Williams v. Kimberly Dawes-Luther - 02-04345

[2] STATUS HEARING ON THE FILING OF SETTLEMENT DOCUEMTNS IN RE: Amended

37) Walker-Harry Oil Co. / - 02-32287 - CH11

[165] Motion for Final Decree Filed by Walker-Harry Oil Co. (Bill Payne )

38) Harold Wise v. Phillip Cox - 03-04296

[6] Order to Appear and Show Cause Why Adversary Proceeding Should not be Dismissed for Failure to Prosecute Show Cause

39) Phillip Mark Cox / - 03-44370 - CH7

[17] Objection to Debtor's Claim of Exemptions Filed by Harold Wise , Mona (Kenneth Hartless )

40) Harold Wise v. David Cox - 04-04160

[7] MOTION to Remand and/or Abstention Filed by David R. Childress on behalf of Harold Wise , Mona Wise , )

341) Thomas C. Steelman / - 03-42614 - CH7

[24] Motion to Examine Transactions with Frederick Brown Filed by US Trustee  
HEARING CONTINUED TO 9/28/04

42) Christopher Moser v. Kim Ho - 04-04012 TRIAL SCHEDULED 3/2/05

[16] Motion for Summary Judgment Filed by Perry J. Cockerell on behalf of Kim T. Ho

42.A.) Mark Weisbart, Chapter 7 Trustee / Wood - 04-04166

[5] Motion (*Emergency*) for Authority to Take Depositions Filed by Mark Weisbart on behalf of Mark A. Weisbart, Chapter 7 Trustee

**2:00 PM**

**43) Caremark RX, Inc. v. Louis J. Needleman, M.D. - 04-04143**

a. [2] Motion to Transfer Adversary To Another District ("Home" Bankruptcy Court) Filed by Nathaniel Peter Holzer on behalf of Louis J. Needleman, M.D

HEARING COTINUED TO 8/25/04

b. [8] Unopposed Motion to Continue Hearing On Motion to Transfer Ve nue scheduled for August 17, 2004 at 2:00 p.m. Filed by Nathaniel Peter Holzer on behalf of Louis J. Needleman, M.D  
AMENDED MOTION FILED AND GRANTED

**44) Kellner, Inc. / - 04-40589 - CH11**

[106] STATUS HEARING ON REPORT OF THE TURNAROUND EXAMINER / Ex Parte Motion for Setting of Status Conference Filed by US Trustee (Randy Taub )

**45) Joshua Smith / - 04-41938 - CH7**

a. [15] Motion to Dismiss Chapter 7 Case Filed by Michelle Chow

b. [19] Motion to Dismiss Chapter 7 Case With Prejudice to Refiling Filed by US Trustee

**46) Tally Roberson v. Chase Manhattan Mortgage Corporation - 04-04098**

[1] (Complaint To Determine The Validity and Extent of Lien Claimed by Defendants

**47) Greenwood Trust Company, by its Servicing Agent v. Carletta Bone - 04-04114**

[1] Complaint 426 (Dischargeability 523) filed by Kelly Gill, Greenwood Trust  
*TELECONFERENCE*

**48) American Bank of Texas v. Charles Park - 04-04117**

[1] Complaint Seeking Determination of Dischargeability of a Debt

**49) Citibank USA, N.A. CLIFTON TREAT - 04-04118**

[1] Complaint 426 (Dischargeability 523) filed by Allen L. Adkins, Citibank USA, N.A. on behalf of Citibank USA, N.A

**50) Linda Wagner v. America's Servicing Company - 04-04119**

[1] Complaint Determine Validity of Lien 435 (Validity/Priority/Extent Lien

**2:00 PM**

**51) Leonard Pipkin v. The Houston Exploration Company - 04-06059**

[1] Complaint reimbursement of Monetary damages for non-payment of certain royalty revenues  
*TELECONFERENCE*

**02:30 PM**

**52) John Trapp v. AEDC Federal Credit Union - 04-03002**

[10] Motion to Dismiss, Motion for Judgment on the Pleadings and Alternative Motion for More Definite Statement Filed by Tom W. Sharp on behalf of AEDC Federal Credit Union  
HEARING CONTINUED to 10/19/04